

REMARKS

Applicant hereby traverses the outstanding rejections, and request reconsideration and withdrawal in light of the amendments and remarks contained herein. Claims 9 and 26 have been canceled without prejudice. Claims 20-27 and 29-32 are indicated as having allowable material. Claims 7-8 and 10-11 stand withdrawn from consideration. Claims 1-5, 7-8, 10-15, 17-18, 20-25, and 27-32 are pending in this application.

Rejections under 35 U.S.C. §103(a)

Claims 1 and 5 are rejected under 35 U.S.C. § 103(a) as being unpatentable over O'Donnel, Jr. ('668) in view of Lai et al. ('795, hereinafter Lai).

Claims 1-5 and 28 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Jethmalani et al ('642, hereinafter Jethmalani) in view of Lai.

Claims 9 and 12-18 are rejected under Lai 35 U.S.C. § 103(a) as being unpatentable over Jethmalani in view of Lai, in further view of Swinger et al. ('792, hereinafter Swinger), Yasuda et al. ('056, hereinafter Yasuda), and Appledorn et al. ('876, hereinafter Appledorn).

Claim 1 has been amended with the substance of claims 9 and 26. As the limitations of claim 26 have been indicated as allowable, Applicant respectfully asserts that these rejections are now moot. Applicant respectfully requests the withdraw these rejections of record. Therefore, the Applicant believes that claims 1-5, 7-8, 10-15, 17-18, 20-25, and 27-32 are allowably over the prior art of record.

Conclusion

The Examiner is thanked for the indication that claims 20-27 and 29-32 include allowable subject matter.

For all the reasons given above, the Applicant submits that the pending claims distinguish over the prior art of record under 35 U.S.C. § 103. Accordingly, the Applicant submits that this application is in full condition for allowance.

Application No.: 09/964,786

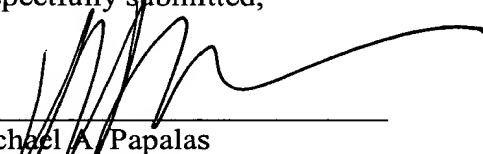
Docket No.: 60724/P009US/10103110

Applicant respectfully requests that the Examiner call the below listed attorney if the Examiner believes that such a discussion would be helpful in resolving any remaining problems.

Applicant believes no fee is due with this response. If any additional fee is due, please charge Deposit Account No. 06-2380, under Order No. 60724/P009US/10103110 from which the undersigned is authorized to draw.

Dated: November 22, 2004

Respectfully submitted,



By _____
Michael A. Papalas
Registration No.: 40,381
FULBRIGHT & JAWORSKI L.L.P.
2200 Ross Avenue, Suite 2800
Dallas, TX 75201-2784
(214) 855-8186
(214) 855-8200 (Fax)
Attorney for Applicant